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Award

Optica Publishing Group Read and Publish Transitional Agreement 2022-2024

Jisc Services Ltd

F15: Voluntary ex ante transparency notice

Notice identifier: 2022/S 000-017203

Procurement identifier (OCID): ocds-h6vhtk-0349d8

Published 23 June 2022, 1:57pm

Section I: Contracting authority/entity

I.1) Name and addresses

Jisc Services Ltd

4 Portwall Lane

Bristol

BS1 6NB

Contact

Clare Nurton

Email

clare.nurton@jisc.ac.uk

Telephone

+44 3003002212

Country

United Kingdom

NUTS code

UK - United Kingdom

Internet address(es)

Main address

<https://www.jisc.ac.uk>

I.4) Type of the contracting authority

Other type

National Research and Education Network Provider

I.5) Main activity

Education

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Optica Publishing Group Read and Publish Transitional Agreement 2022-2024

Reference number

Proc1944

II.1.2) Main CPV code

- 80000000 - Education and training services

II.1.3) Type of contract

Services

II.1.4) Short description

Jisc Services Ltd is seeking to enter into contract with Optica Publishing Group to offer our members the opportunity to access online content and publish OA articles.

The service is being contracted on behalf of our members; not for Jisc's own use. The contract will be for 3 years.

II.1.6) Information about lots

This contract is divided into lots: No

II.1.7) Total value of the procurement (excluding VAT)

Value excluding VAT: 600,000 USD

II.2) Description

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

II.2.4) Description of the procurement

Jisc Services Ltd is seeking to enter into contract with Optica Publishing Group to offer our members the opportunity to access online content and publish OA articles.

The service is being contracted on behalf of our members; not for Jisc's own use. The contract will be for 3 years.

II.2.5) Award criteria

Price

II.2.11) Information about options

Options: No

II.2.13) Information about European Union Funds

The procurement is related to a project and/or programme financed by European Union funds: No

II.2.14) Additional information

The contract value is an estimate based on the aggregate sum of the licence fees that will be paid to the supplier by Jisc member institutions over the three year term of the contract. Jisc itself makes no payment to the supplier for this service.

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Negotiated without a prior call for competition

- The works, supplies or services can be provided only by a particular economic operator for the following reason:
 - protection of exclusive rights, including intellectual property rights

Explanation:

The supplier is the rightsholder to the IP of the content and the sole supplier of this unique resource. Therefore Jisc is clear that the arrangement falls within the protection of exclusive rights, including intellectual property rights, contained within Regulation 32 (2) (b) (iii) of the Public Contracts Regulations 2015, permitting Jisc to enter into the direct award.

IV.1.8) Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: Yes

Section V. Award of contract/concession

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

27 May 2022

V.2.2) Information about tenders

The contract has been awarded to a group of economic operators: No

V.2.3) Name and address of the contractor/concessionaire

Optica Publishing Group

2010 Massachusetts Ave NW

Washington

20036

Country

United States

NUTS code

- US - United States

The contractor/concessionaire is an SME

No

V.2.4) Information on value of contract/lot/concession (excluding VAT)

Total value of the contract/lot/concession: 600,000 USD

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

Jisc Services Ltd

4 Portwall Lane

Bristol

BS1 6NB

Telephone

+44 3003002212

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

Jisc Services Limited will incorporate a standstill period at the point information on the award of the contract is communicated to suppliers. This notification provides information on the award decision. The standstill period, which will be for a minimum of 10 calendar days, provides time for suppliers to challenge the award decision before the contract is entered into. The Public Contracts Regulations 2015 article 91 provides for aggrieved parties who have been harmed or are at risk of harm by a breach of the rules to take action in the High Court (England, Wales and Northern Ireland).